

810-5-75-31.01 Abandoned Motor Vehicle – Requirements for a Report of Sale.  
**(REPEALED)**

(1) The term "department" as used in this regulation shall mean the Department of Revenue of the State of Alabama.

(2) Upon the sale of an abandoned motor vehicle pursuant to the provisions of Section 32-13-1, et seq., **Code of Alabama 1975**, the selling party must file with the clerk of the circuit or district court of the county in which the sale occurred, a report of sale containing the following information:

(a) Date the abandoned motor vehicle first came into the seller's possession or was abandoned on the seller's premises.

(b) Name and address of the owner (s), secured party (parties), and lienholder (s) of record.

(c) Date on which the required certified mail was sent to the owner (s), secured party (parties), or lienholder (s) of record advising of the intended sale of the abandoned motor vehicle.

(d) The time and place of sale.

(e) The amount for which the abandoned motor vehicle was sold.

(f) The amount(s) deducted from the sale price for repair, towing, and storage expenses.

(g) The amount paid (if any) to the clerk of the circuit or district court.

(3) The following must be attached to the report of sale filed with the clerk of the circuit or district court:

(a) A copy of the statement provided by the department identifying the current owner (s), secured party (parties), or lienholder (s) of record, or a copy of the statement from the department indicating that the department has no record for the vehicle.

(b) A copy of the certified mail return receipt evidencing that notice of the sale was given, or attempted to be given to the owner (s), secured party (parties), or lienholder (s) of record.

(c) If the owner (s), secured party (parties), and lienholder (s) of record could not be ascertained from the department, the seller shall provide the name of the newspaper in which the notice of sale was published, the dates of publication, and the cost of publication.

(d) A notarized affidavit from the seller attesting to the fact that notice was given or attempted to be given as required by Section 32-13-4, **Code of Alabama 1975**.

(4) The seller of an abandoned motor vehicle shall provide the purchaser of the vehicle a report of sale that has been filed in the circuit or district court within 10 days, from the date of purchase.

(5) The department shall not issue a certificate of title for an abandoned motor vehicle to the new owner if the seller failed to provide notice, or did not attempt to provide notice to the owner(s), secured party(parties), and lienholder(s) of record, or if the documents named above are not attached to the report of sale furnished to the department.

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